

DRAFT

MINUTES OF THE CITY COUNCIL
OF THE
CITY OF GREENSBORO, N. C.

REGULAR MEETING:

4 JANUARY 2000

The City Council of the City of Greensboro met in regular session at 6:00 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present: Mayor Keith A. Holliday, presiding; Councilmembers Claudette Burroughs-White, Sandra G. Carmany, Yvonne J. Johnson, Earl F. Jones, Robert V. Perkins and Tom Phillips. Absent: Donald R. Vaughan and Nancy Vaughan. Also present were J. Edward Kitchen, City Manager; Terry Wood, Chief Deputy City Attorney; and Susan E. Crotts, Deputy City Clerk.

The meeting was opened with a moment of silence and the Pledge of Allegiance to the Flag.

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The Manager recognized Danyelle Woodard, employee in the Personnel Department, who served as courier for the meeting.

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Councilmember Carmany moved that Councilmembers Don Vaughan and Nancy Vaughan be excused from attendance at this meeting. The motion was seconded by Councilmember Perkins and unanimously adopted by voice vote of the Council.

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The Mayor outlined procedures for conduct of the meeting.

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Councilmember Burroughs-White presented a plaque for the prestigious James C. Howland Award from the National League of Cities to Sue Schwarz, community planner in the Housing and Community Development Department. She stated this award was presented at the recent 1999 Conference in Los Angeles, California and praised Ms. Schwarz for her leadership in the East Market Street Development Corporation's efforts and accomplishments. After a check was also presented to Michael Schiftan, Board Chairman, and Mac Simms, CEO, Mr. Schiftan thanked Council for their continued support.

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Councilmember Jones recognized Angela McMasters and members of a Guilford Community Action youth enrichment group from the Laurel Oaks Community.

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Brenda Moore, representing Project Homestead, presented plaques from that organization to former Mayors Victor Nussbaum and Carolyn Allen. Ms. Moore stated that the awards honored their pioneering efforts in affordable housing and reflected the naming of the recently constructed Allen-Nussbaum Project Homestead homes. She thanked the Council for their ongoing support.

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The Mayor stated that this was the time and place set for a public hearing to consider an ordinance annexing territory to the corporate limits located on the west side of Guilford College Road. So that these matters could be considered together, the Mayor introduced an ordinance establishing original zoning from County Zoning RS-40 Residential Single Family and Conditional Use RM-12 Residential Multifamily for property located on the west side of Guilford College Road between Bramblegate Road and Highlawn Drive.

The Mayor administered the oath to those who wished to speak to these matters.

Tom Martin, Planning Director, outlined the proposed rezoning and provided the following staff presentation.

This request is to establish original zoning of property from County Zoning RS-40 Residential Single Family and Conditional Use – RM-12 Residential Multifamily to City Zoning Conditional Use – RM-12 Residential Multifamily.

The RS-40 District is primarily intended to accommodate single family detached dwellings on large lots at a density of 1.0 unit per acre or less.

The RM-12 District is primarily intended to accommodate multifamily uses at a density of 12.0 units per acre or less.

The existing County Conditional Use – RM-12 District contains the conditions which are listed on the agenda and in the copy of the staff report.

- 1) Maximum of 216 residential units.
- 2) Existing ravine to be protected as shown on the sketch plan.

CONDITIONAL USE CONDITIONS FOR THE REQUESTED ZONING DISTRICT

- 1) The existing ravine will be protected as shown on the preliminary plat approved by the City of Greensboro.
- 2) There will be a maximum of 216 residential units developed on the property.

DESCRIPTION OF THE PROPERTY, SURROUNDING LAND USE AND ZONING

This property consists of approximately 22.03 acres and is located on the west side of Guilford College Road between Bramblegate Road and Highlawn Drive.

| | <u>Zoning</u> | <u>Land Use</u> |
|------------------|----------------------|---|
| Subject Property | CU-RM-12 (Co) | Charlestown Crossing Condominiums under construction |
| North | RM-12 | Bramblegate Condominiums |
| East | RS-40 GO-M | 2 single family dwellings Cable TV facility |
| South | RS-40 (Co) | Vacant land, several single family dwellings on Highlawn Drive, and relocated Guilford College Road |
| West | RS-40 | Proposed urban loop |

Mr. Martin presented a map and slides of the proposed rezoning and surrounding property and he stated the Zoning Commission and the Planning Department had recommended approval of the request. The Mayor asked if anyone wished to speak to these matters.

Charlie Melvin, attorney with offices located at 300 North Greene Street and representing developer Pierce Roiff, spoke to the history of the annexation petition and rezoning application for the property under consideration; stated the property was eligible for water service prior to the City's current water service policy; and noted that the requested zoning was the same as the existing County zoning. He requested Council to approve the annexation and rezoning.

Mr. Martin provided the following staff recommendation:

The Planning Department recommends that this original zoning be approved. The property is currently zoned CU-RM-12 by Guilford County for a maximum of 216 residential units with provision for protection of an existing ravine. The site is currently under development based on these conditions. There is multifamily zoning to the north and the proposed urban loop to the west with a major interchange located to the south of this property. The proposed original zoning simply carries forth the same zoning district with the same conditions and that zoning classification is compatible with existing and proposed adjacent land uses.

Following brief discussion, Councilmember Johnson moved adoption of the ordinance annexing territory to the corporate limits located on the west side of Guilford College Road, 22.10 acres. The motion was seconded by Councilmember Burroughs-White; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

00-1 **AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS
(LOCATED ON THE WEST SIDE OF GUILFORD COLLEGE ROAD - 22.10 ACRES)**

Section 1. Pursuant to G.S. 160A-31, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at the northeast corner of the G.W. McClellan property as recorded in Deed Book 2254, Page 246 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the northern line of said McClellan property North 88 deg. 25 min. 02 sec. West, 410.99 feet to a new iron pipe on the eastern margin of the future outer loop thoroughfare as set forth according to the State of North Carolina Department of Transportation Project Number 6.498013T; thence along the eastern margin of the future outer loop thoroughfare the following bearing and distances: North 21 deg. 12 min. 44 sec. West, 211.23 feet to a new iron pipe; North 14 deg. 09 min. 00 sec. West, 485.66 feet to a new iron pipe, said point being on the southern line of Charlestowne Square Condominiums, Phase III-C, as recorded in Condominium Plat Book 3, Pages 87 thru 88 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the southern line of said Charlestowne Square Condominiums, Phase III-C and Phase III-B as recorded in Condominium Plat Book 3, Pages 84 thru 85 in the Office of the Register of Deeds of Guilford County, North Carolina, South 70 deg. 29 min. 51 sec. East, 350.07 feet to an existing iron pipe, said point being the southwest corner of the Bramblegate Condominiums as recorded in Condominium Plat Book 1, Pages 116 thru 118 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the southern line of said Bramblegate Condominiums South 70 deg. 29 min. 46 sec. East, 444.85 feet to an existing iron pipe, said point being the southwest corner of the Bramblegate Condominiums as recorded in Condominium Plat Book 1, Pages 44 thru 48 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the southern line of said Bramblegate Condominiums the following bearings and distances; South 70 deg. 29 min. 08 sec. East, 350.36 feet to an existing iron pipe; South 76 deg. 10 min. 53 sec. East, 725.55 feet to a new iron pipe on the new western margin of Guilford College Road (S.R. #1546) as set forth according to the State of North Carolina Department of Transportation Project Number 6.498013T; thence continuing across Guilford College Road at the same bearing an approximate distance of 98.04 feet to a point on the existing eastern margin of Guilford College Road; thence with the existing eastern margin of Guilford College Road in a southwesterly direction, an approximate distance of 82.0 feet to a point; thence continuing along the existing eastern margin of Guilford College Road in a southwesterly

direction a curve to the left having an approximate length and radius of 23.9 feet and 1,155.7 feet, respectively, to a point; thence continuing along said right-of-way line in a southwesterly direction an approximate distance of 62.1 feet to a point; thence continuing along said right-of-way in a southwesterly direction a curve to the left having an approximate length and radius of 208.1 feet, and 879.9 feet, respectively, to a point; thence leaving the existing eastern margin of Guilford College Road in a northwesterly direction, a curve to the right having an approximate length and radius of 125.1 feet, and 262.5 feet, respectively, to a point on the new southern margin of Guilford College Road as set forth according to the State of North Carolina Department of Transportation Project Number 6.498013T; thence along the new southern margin of Guilford College Road in a westerly direction, the approximate distance of 165.5 feet to a point; thence continuing along said right-of-way in a westerly direction, the approximate distance of 561.6 feet to a point; thence leaving the new eastern margin of Guilford College Road across the right-of-way at 90 deg. in a northerly direction the approximate distance of 131.2 feet to a new iron pipe on the new northern margin of Guilford College Road as set forth according to the State of North Carolina Department of Transportation Project Number 6.498013T, said point being on the northern boundary of the Guilford-Jamestown Acres development as recorded in Plat Book 29, Page 84 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the common line between the Guilford-Jamestown Acres development and Charlestowne Crossing North 88 deg. 10 min. 08 sec. West, 261.20 feet to an existing iron pipe, said iron pipe being the southeast corner of the G.W. McClellan property as recorded in Deed Book 2254, Page 246 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the eastern line of said McClellan property, North 01 deg. 45 min. 18 sec. East, 321.87 feet to the POINT OF BEGINNING. Containing 22.10 acres, more or less.

Section 2. The owners agree to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owners shall be fully responsible for extending water and sewer service to the property at said owners' expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after March 31, 2000, the liability for municipal taxes for the 1999-2000 fiscal year shall be prorated on the basis of 3/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2000. Municipal ad valorem taxes for the 2000-2001 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after March 31, 2000.

Signed (Yvonne Johnson)

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Councilmember Phillips thereupon moved adoption of the ordinance establishing original zoning from County Zoning RS-40 Residential Single Family and Conditional Use-RM-12 Residential Multifamily to City Zoning Conditional Use RM-12 Residential Multifamily for property located on the west side of Guilford College Road between Bramblegate Road and Highlawn Drive based on the following findings of fact:

- 1) The development of the property in accordance with the proposed conditions will not materially endanger the public health or safety because there are no health or safety concerns inherent in the proposed development of this property.

- 2) The development of the property in accordance with the proposed conditions will not substantially injure the value of adjoining or abutting property because this property is currently zoned CU-RM-12 by Guilford County with the same conditions.
- 3) The location and character of the development in accordance with the proposed conditions will be in harmony with the area in which it is to be located and in general conformity with the plan of development of the City and its environs because there is a multifamily development to the north and the proposed urban loop with major interchange to the west and south.

The motion was seconded by Councilmember Johnson; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

00-2

AMENDING OFFICIAL ZONING MAP AND AUTHORIZING ISSUANCE OF CONDITIONAL USE PERMIT

WEST SIDE OF GUILFORD COLLEGE ROAD BETWEEN BRAMBLEGATE ROAD AND
HIGHLAWN DRIVE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1. The Official Zoning Map is hereby amended by establishing original zoning from County Zoning RS-40 Residential Single Family and Conditional Use – RM-12 Residential Multifamily to City Zoning Conditional Use – RM-12 Residential Multifamily (subject to those conditional uses with limitations as set forth in Sections 2, 3 and 4 of this ordinance) the area described as follows:

BEGINNING at the northeast corner of the G.W. McClellan property as recorded in Deed Book 2254, Page 246 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the northern line of said McClellan property North 88 deg. 25 min. 02 sec. West, 410.99 feet to a new iron pipe on the eastern margin of the future outer loop thoroughfare as set forth according to the State of North Carolina Department of Transportation Project Number 6.498013T; thence along the eastern margin of the future outer loop thoroughfare the following bearing and distances: North 21 deg. 12 min. 44 sec. West, 211.23 feet to a new iron pipe; North 14 deg. 09 min. 00 sec. West, 485.66 feet to a new iron pipe, said point being on the southern line of Charlestowne Square Condominiums, Phase III-C, as recorded in Condominium Plat Book 3, Pages 87 thru 88 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the southern line of said Charlestowne Square Condominiums, Phase III-C and Phase III-B as recorded in Condominium Plat Book 3, Pages 84 thru 85 in the Office of the Register of Deeds of Guilford County, North Carolina, South 70 deg. 29 min. 51 sec. East, 350.07 feet to an existing iron pipe, said point being the southwest corner of the Bramblegate Condominiums as recorded in Condominium Plat Book 1, Pages 116 thru 118 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the southern line of said Bramblegate Condominiums South 70 deg. 29 min. 46 sec. East, 444.85 feet to an existing iron pipe, said point being the southwest corner of the Bramblegate Condominiums as recorded in Condominium Plat Book 1, Pages 44 thru 48 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the southern line of said Bramblegate Condominiums the following bearings and distances; South 70 deg. 29 min. 08 sec. East, 350.36 feet to an existing iron pipe; South 76 deg. 10 min. 53 sec. East, 725.55 feet to a new iron pipe on the new western margin of Guilford College Road (S.R. #1546) as set forth according to the State of North Carolina Department of Transportation Project Number 6.498013T; thence continuing across Guilford College Road at the same bearing an approximate distance of 98.04 feet to a point on the existing eastern margin of Guilford College Road; thence with the existing eastern margin of Guilford College Road in a southwesterly direction, an approximate distance of 82.0 feet to a point; thence continuing along the existing eastern margin of Guilford College Road in a southwesterly direction a curve to the left having an approximate length and radius of 23.9 feet and 1,155.7 feet, respectively, to a point; thence

continuing along said right-of-way line in a southwesterly direction an approximate distance of 62.1 feet to a point; thence continuing along said right-of-way in a southwesterly direction a curve to the left having an approximate length and radius of 208.1 feet, and 879.9 feet, respectively, to a point; thence leaving the existing eastern margin of Guilford College Road in a northwesterly direction, a curve to the right having an approximate length and radius of 125.1 feet, and 262.5 feet, respectively, to a point on the new southern margin of Guilford College Road as set forth according to the State of North Carolina Department of Transportation Project Number 6.498013T; thence along the new southern margin of Guilford College Road in a westerly direction, the approximate distance of 165.5 feet to a point; thence continuing along said right-of-way in a westerly direction, the approximate distance of 561.6 feet to a point; thence leaving the new eastern margin of Guilford College Road across the right-of-way at 90 deg. in a northerly direction the approximate distance of 131.2 feet to a new iron pipe on the new northern margin of Guilford College Road as set forth according to the State of North Carolina Department of Transportation Project Number 6.498013T, said point being on the northern boundary of the Guilford-Jamestown Acres development as recorded in Plat Book 29, Page 84 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the common line between the Guilford-Jamestown Acres development and Charlestowne Crossing North 88 deg. 10 min. 08 sec. West, 261.20 feet to an existing iron pipe, said iron pipe being the southeast corner of the G.W. McClellan property as recorded in Deed Book 2254, Page 246 in the Office of the Register of Deeds of Guilford County, North Carolina; thence along the eastern line of said McClellan property, North 01 deg. 45 min. 18 sec. East, 321.87 feet to the POINT OF BEGINNING. Containing 22.10 acres, more or less.

Section 2. That the issuance of a Conditional Use Permit in accordance with the above-mentioned change in zoning classification is hereby authorized subject to the following use limitations and conditions:

- 1) The existing ravine will be protected as shown on the preliminary plat approved by the City of Greensboro.
- 2) There will be a maximum of 216 residential units developed on the property.

Section 3. This property will be perpetually bound to the uses authorized and subject to such conditions as imposed, unless subsequently changed or amended as provided for in Chapter 30 of the Greensboro Code of Ordinances. Final plans for any development to be made pursuant to any Conditional Use Permit shall be submitted to the Technical Review Committee for approval.

Section 4. Any violations or failure to accept any conditions and use limitations imposed herein shall be subject to the remedies provided in Chapter 30 of the Greensboro Code of Ordinances.

Section 5. This ordinance shall be effective upon the date of annexation.

Signed (Tom Phillips)

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Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution confirming assessment roll for water main improvements on Pegg Road from Gallimore Dairy Road to approximately 1050' north.

The Mayor asked if anyone wished to be heard.

There being no one present to speak to the matter, Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Perkins; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

P-188 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
PEGG ROAD FROM GALLIMORE DAIRY ROAD TO APPROXIMATELY 1050' NORTH

WHEREAS, on the 6th day of August, 1996, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including sewer laterals where none exist and sewer main has been installed) be laid for the proper connection of abutting property.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

PEGG ROAD

From Gallimore Dairy Road to approximately 1050' North

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 4th day of January, 2000, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.
6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

Signed (Yvonne Johnson)

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The Mayor stated that this was the time and place set for a public hearing to consider a resolution confirming assessment roll for water main improvements on Little Santee Road from Southern Railroad to an existing 12" water main located approximately 1,200' (=/-) south of Southern Railroad.

The Mayor asked if anyone wished to be heard.

There being no one present to speak to the matter, Councilmember Perkins moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

L-173 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
LITTLE SANTEE ROAD FROM SOUTHERN RAILROAD TO AN EXISTING 12" WATER
MAIN LOCATED APPROXIMATELY 1,200' (+/-) SOUTH OF SOUTHERN RAILROAD

WHEREAS, on the 6th day of August, 1996, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including sewer laterals where none exist and sewer main has been installed) be laid for the proper connection of abutting property.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

LITTLE SANTEE ROAD

Southern Railroad to ± 805' S/Standard Drive

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 4th day of January, 2000, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.

6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.

7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

Signed (Robbie Perkins)

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The Mayor stated that this was the time and place for a public hearing to consider a resolution confirming assessment roll for water main and sanitary sewer improvements on Tam O' Shanter Drive from Pegg Road for a distance of approximately 2,000' to the east end of Tam O' Shanter Drive.

The Mayor asked if anyone wished to be heard.

There being no one present to speak to the matter, Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

**T-121 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
TAM O'SHANTER DRIVE FROM PEGG ROAD FOR A DISTANCE OF APROXIMATELY
2,000' TO THE EAST END OF TAM O'SHANTER DRIVE**

WHEREAS, on the 6th day of August, 1996, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property.

Sanitary Sewer Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

TAM O'SHANTER DRIVE

Pegg Road to east end

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.

2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.

3. That the general plan map is hereby confirmed at 6:00 p.m., on the 4th day of January, 2000, and is hereby made the final assessment roll for the improvements.

4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.

5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.

6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.

7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

Signed (Yvonne Johnson)

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The Mayor stated that this was the time and place for a public hearing to consider a resolution confirming assessment roll for water main and sanitary sewer improvements on O'Rourke Drive from Tam O'Shanter Drive for a distance of approximately 450' to the end of O'Rourke Drive.

The Mayor asked if anyone wished to be heard.

There being no one present to speak to the matter, Councilmember Carmany moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

O-87 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
O'ROURKE DRIVE FROM TAM O'SHANTER DRIVE FOR A DISTANCE OF
APROXIMATELY 450' TO THE END OF O'ROURKE DRIVE

WHEREAS, on the 6th day of August, 1996, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the water main.

Sanitary Sewer Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

O'ROURKE DRIVE

Tam O'Shanter Drive to end of O'Rourke Drive

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 4th day of January, 2000, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.
6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

Signed (Sandy Carmany)

.....

The Mayor stated that this was the time and place set for a public hearing to consider a resolution confirming assessment roll for water main and sanitary sewer improvements on Brae Burn Lane from Tam O Shanter Lane for a distance of approximately 450' to the end of Rourke Drive.

The mayor asked if anyone wished to be heard.

There being no one present to speak to the matter, Councilmember Burroughs-White moved adoption of the resolution. The motion was seconded by Councilmember Johnson; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

B-322 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
BRAE BURN LANE FROM TAM O'SHANTER LANE FOR A DISTANCE OF
APPROXIMATELY 300' TO THE END OF BRAE BURN ROAD

WHEREAS, on the 6th day of August, 1996, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the water main.

Sanitary Sewer Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

BRAE BURN LANE

Tam O'Shanter Lane to the end of Brae Burn Lane

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 4th day of January, 2000, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.
6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal

installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.

7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

Signed (Claudette Burroughs-White)

.....

Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution confirming assessment roll for sanitary sewer improvements on West Market Street from Base Leg Road to a point approximately 400' west of Chimney Rock Road to approximately 1250' north.

The Mayor asked if anyone wished to be heard.

Doug Sigmon, P.O. Box 49356, spoke in opposition to assessment fees for his property; he stated that the fee had been charged and paid when the property was purchased.

Steve Kennedy, Director of Engineering and Inspections, advised his staff would investigate, and if appropriate, an administrative correction would be made on the assessment roll exempting Mr. Sigmon's property.

Following brief discussion, Councilmember Carmany moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, and Phillips. Noes: None.

**M-229 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
WEST MARKET STREET FROM BASE LEG ROAD TO A POINT APPROXIMATELY 400'
WEST OF CHIMNEY ROCK ROAD**

WHEREAS, on the 18th day of September, 1989, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Sanitary Sewer Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including water laterals where none exist and water main has been installed) be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

WEST MARKET STREET

Base Leg Road to approximately 400' West of Chimney Rock Road

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.

2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.

3. That the general plan map is hereby confirmed at 6:00 p.m., on the 4th day of January, 2000, and is hereby made the final assessment roll for the improvements.

4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.

5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.

6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.

7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

Signed (Sandy Carmany)

.....

The Mayor stated that this was the time and place set for a public hearing to consider a resolution confirming assessment roll for water main improvements on Gallimore Dairy Road from Chimney Rock Road to approximately 1250' north.

The Mayor asked if anyone wished to be heard.

There being no one present to speak to the matter, Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

**G-144 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS
GALLIMORE DAIRY ROAD FROM CHIMNEY ROCK ROAD TO
APPROXIMATELY 1250' NORTH**

WHEREAS, on the 6th day of August, 1996, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Water Main Improvements. That a water main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including sewer laterals where non exist and sewer main has been installed) be laid for the proper connection of abutting property.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the

same can be ascertained, the plan map being marked:

GALLIMORE DAIRY ROAD

Chimney Road to Approximately 1250' North

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 4th day of January, 2000, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.
6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

Signed (Sandy Carmany)

.....

The Mayor stated that this was the time and place set for a public hearing to consider a resolution confirming assessment roll for sanitary sewer improvements on West Market Street from approximately 300' west of Brush Road to a point approximately 900' east of Arrow Road.

The Mayor asked if anyone wished to be heard.

There being no one present to speak to the matter, Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Jones; the resolution was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins and Phillips. Noes: None.

M-228 RESOLUTION CONFIRMING ASSESSMENT ROLL FOR LOCAL IMPROVEMENTS

WEST MARKET STREET FROM APPROXIMATELY 300' WEST OF BRUSH ROAD TO A POINT
APPROXIMATELY 900' EAST OF ARROW ROAD

WHEREAS, on the 18th day of September, 1989, the City Council of the City of Greensboro adopted a resolution ordering the making on the street or streets hereinabove set out of the following improvements:

Sanitary Sewer Improvements. That a sanitary sewer main be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including water laterals where none exist and water main has been installed) be laid for the proper connection of abutting property with the sewer main.

AND, WHEREAS, the improvements have now been completed, and the City Council has ascertained the total cost thereof and the amount that should be assessed against each lot abutting on the improvements on account of the improvements and has caused to be prepared a general plan map of the improvements, on which map is shown the frontage and location of each lot on the street or streets improved, together with the owners thereof, as far as the same can be ascertained, the plan map being marked:

WEST MARKET STREET

300' West of Brush Road to Approximately 900' East of Arrow Road

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the total cost of the improvements is hereby designated to be the amount shown thereof on said general plan map.
2. That the City Council finds as a fact that each lot abutting on the improvements has been specially benefited by the improvements in the amount assessed against such lot as shown by the preliminary assessment roll.
3. That the general plan map is hereby confirmed at 6:00 p.m., on the 4th day of January, 2000, and is hereby made the final assessment roll for the improvements.
4. That the City Clerk is hereby directed to enter on the minutes of this council and the assessment roll the date, hour and minute of the confirmation thereof and to deliver a copy of the assessment roll to the City Tax Collector.
5. That, after the expiration of 20 days from this date, the City Clerk shall cause to be published one time in some newspaper published in the city a notice that any assessments contained in the assessment roll may be paid in full to the City Tax Collector without interest thereon at any time before the expiration of 30 days.
6. That, if the owners of the lots against which the assessments have been made do not exercise their option to pay the same in cash as hereinabove provided, then the same shall be payable in five equal installments as provided in the original resolution ordering the making of the improvements, such installments to bear interest at the rate of six percent per annum from this date.
7. That the first of the installments with interest thereon shall become due and payable on the first day of September next following the date that payments may be made without interest. One subsequent installment with interest thereon shall be due and payable on the first day of September of each successive year until the assessments have been paid in full.

Signed (Yvonne Johnson)

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Moving to the Consent Agenda, the Mayor requested a motion to approve the resolutions listed on the Consent Agenda. Councilmember Burroughs-White moved the Consent Agenda. The motion was seconded by Councilmember Jones; the Consent Agenda was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones, Perkins, and Phillips. Noes: None.

1-00 RESOLUTION AUTHORIZING ENCROACHMENT AGREEMENT WITH NEIL REALTY COMPANY TO PERMIT EXPANSION OF AN EXISTING BUILDING AT 308 WEST MEADOWVIEW ROAD OVER AN EXISTING STORM SEWER EASEMENT

WHEREAS, Neil Realty Company, has requested that the City permit the proposed expansion of an existing building over an existing storm sewer easement located at 308 West Meadowview Road;

WHEREAS, the owner has agreed to enter into an Agreement with the City of Greensboro which, among other things, will indemnify the City from any claim or damages that may occur due to the storm sewer line being located under the proposed building expansion;

WHEREAS, it is deemed in the best interest of the property owner to permit the encroachment of said building and the City's interests are protected by the terms and conditions of an Agreement presented herewith this day:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro an appropriate encroachment Agreement with Neil Realty Company, to permit expansion of the building located at 308 West Meadowview Road to be built over an existing storm sewer easement all in accordance with the terms and conditions set out therein.

Signed (Claudette Burroughs-White)

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2-00 RESOLUTION AUTHORIZING CHANGE ORDER IN CONTRACT NO. 1999-08 WITH KENNETH R. GREENE, UTILITY CONTRACTOR, INC. TO INCLUDE REHABILITATION OF FIVE ADDITIONAL OUTFALL PROJECT IMPROVEMENTS

WHEREAS, Contract No. 1999-08 with Kenneth R. Greene, Utility Contractor, Inc. provides for rehabilitation of existing outfall project improvements;

WHEREAS, special conditions were included in the original contract allowing the City to reserve the right to increase the contract amounts up to fifty percent (50%) if the contractor's work was satisfactory;

WHEREAS, it is the opinion of the Water Resources Director that rehabilitation of Alamance Court Outfall, Reynolda Drive Outfall, Mitchell Pumping Station Sludge line repair, South Buffalo Outfall and Overland Heights Outfall would benefit under this contract;

WHEREAS, it is deemed in the best interest of the City to add these five additional projects to Contract No. 1999-08 at this time, thereby necessitating a change order in the contract in the amount of \$165,272.00.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That a change order in the above-mentioned contract with Kenneth R. Greene, Utility Contractor, Inc. for outfall rehabilitation projects is hereby authorized at a total cost of \$165,272.00, payment of said additional amount to be made from Account No. 503-7062-01.6017 (003).

Signed (Claudette Burroughs-White)

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3-00 RESOLUTION AUTHORIZING ENCROACHMENT AGREEMENTS WITH NORFOLK SOUTHERN RAILWAY COMPANY AND NORTH CAROLINA RAILROAD COMPANY FOR THE SOUTH BUFFALO OUTFALL REPLACEMENT LINE PROJECT

WHEREAS, the City is currently undergoing work on the South Buffalo Outfall Project which calls for the replacement sewer line to be installed under the North Carolina Railroad Company track at Milepost 288 plus 3,005 feet;

WHEREAS, Norfolk Southern Railway Corporation currently leases said property from North Carolina Railroad Company;

WHEREAS, North Carolina Railroad Company and Norfolk Southern Railway Corporation have agreed to enter into agreements granting the City the right to proceed with the work under said track;

WHEREAS, it is estimated that the cost to the City of Greensboro will be \$2,710.00; \$2,060.00 payable to North Carolina Railroad Company and \$650.00 payable to Norfolk Southern Railroad Company for preparation and encroachment fees to install said line under the North Carolina Railroad Company track;

WHEREAS, it is deemed in the best interest of the City to enter into encroachment Agreements with North Carolina Railroad Company and Norfolk Southern Railway Company to install the replacement sewer line needed for the South Buffalo Outfall Project in accordance with the terms and conditions therein and such Agreements are presented herewith this day.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the encroachment Agreements with North Carolina Railroad Company and Norfolk Southern Railway Company are hereby approved pursuant to the authority of N.C.G.S. § 160A-274 and the City Manager is hereby authorized to execute said agreement on behalf of the City.

Signed (Claudette Burroughs-White)

.....

Mayor Holliday introduced so these items could be discussed together, an ordinance establishing in the amount of \$7,000,000 Grant Project Budget for the Fiscal Year 1999 Surface Transportation Program (Enhancement) Grant and an ordinance establishing in the amount of \$6,402,860 Grant Project Budget for the Fiscal Year 1999 FTA Section 5309 Capital Assistance Program Grant.

The Manager explained that the majority of funds in excess of \$12,000,000.00 would be applied to construction and operation of the impending multi-modal center.

Terry Bellamy, Manager of Greensboro Department of Transportation Operations, provided information, presented an overview of the project objectives and discussed various details including funding and renovation.

Council discussed the impact of the project on the appearance of the existing Depot, rationale for charging below market rates for rentals, the potential use of part of the multi-modal center as a police sub-station and various name options for the center.

Citing his opinion with respect to a need for stewardship of state and federal funds, Councilmember Phillips stated he opposed the construction of the multi-modal facility. He discussed with staff the City's role in funding the center's operation relative to rental agreements, utility payments, past increases and projections in ridership. Councilmember Phillips requested a report from the Transportation Department on related data and funding projections.

Councilmember Burroughs-White moved adoption of the ordinance establishing in the amount of \$7,000,000 Grant Project Budget for the Fiscal Year 1999 Surface Transportation Program (Enhancement) Grant. The motion was seconded by Councilmember Jones; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones and Perkins. Noes: Phillips.

00-3 **ORDINANCE ESTABLISHING GRANT PROJECT BUDGET FOR THE FISCAL
YEAR 1999 SURFACE TRANSPORTATION PROGRAM (ENHANCEMENT) GRANT**

Section 1. That the Grant Project Budget for the FY 1999 Surface Transportation Program - Enhancement Grant be established for the life of the project as follows.

| Account | Description | Amount |
|------------------|-------------------------------|--------------------|
| 565-4545-01.6059 | Other Capital Improvements | \$7,000,000 |
| TOTAL | | \$7,000,000 |

And, that the capital improvements be financed by the following revenue accounts:

| <u>Account</u> | <u>Description</u> | <u>Amount</u> |
|-------------------|--------------------|--------------------|
| 565-4545-01.7000 | Federal Grant | \$5,600,000 |
| 565-4545-01.7110 | State Grant | \$ 700,000 |
| 565-4545-01. 8695 | Local In-Kind | \$ 700,000 |
| TOTAL | | \$7,000,000 |

Signed (Yvonne Johnson)

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Councilmember Carmany thereupon moved adoption of the ordinance establishing in the amount of \$6,402,860 Grant Project Budget for the Fiscal Year 1999 FTA Section 5309 Capital Assistance Program Grant. The motion was seconded by Councilmember Jones; the ordinance was adopted on the following roll call vote: Ayes: Burroughs-White, Carmany, Holliday, Johnson, Jones and Perkins. Noes: Phillips.

00-4 **ORDINANCE ESTABLISHING GRANT PROJECT BUDGET FOR THE FISCAL
YEAR 1999 FTA SECTION 5309 CAPITAL ASSISTANCE PROGRAM GRANT**

Section 1. That the Grant Project Budget for the FY 1999 FTA Section 5309 Capital Assistance Program Grant be established for the life of the project as follows.

| Account | Description | Amount |
|------------------|-------------------------------|--------------------|
| 565-4546.01.6051 | Licensed Vehicles | \$ 696,675 |
| 565-4546-01.6059 | Other Capital Improvements | <u>\$5,706,185</u> |

TOTAL \$6,402,860

And, that the capital improvements be financed by the following revenue accounts:

| <u>Account</u> | <u>Description</u> | <u>Amount</u> |
|------------------|----------------------------|------------------|
| 565-4546-01.7000 | Federal Grant | \$5,122,288 |
| 565-4546-01.7110 | State Grant | \$ 640,286 |
| 565-4546-01.8695 | Local In-Kind | \$ 570,618 |
| 565-4546-01.9564 | Transfer from Transit Fund | <u>\$ 69,668</u> |
| TOTAL | | \$6,402,860 |

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Councilmember Perkins requested a system be established to avoid future legal conflicts over service contracts. Council discussed various ideas and opinions as to Council's role with regard to contract processes. The Manager stated this topic would be reviewed at an upcoming work session.

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Council commended the Manager and staff for their excellent work in preparing for Y2K, discussed enhanced communication and publicity efforts underway in the Planning Department with respect to zoning matters, and spoke to the need for citizens with concerns to include phone numbers or addresses so that appropriate follow up could take place. Council discussed general Zoning Commission meeting procedures and complaints received regarding inappropriate conduct at a recent Zoning Commission meeting. The Mayor advised he would take appropriate action.

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After Councilmember Burroughs-White requested an update on the landfill, the Manager stated that the information could be reviewed at an upcoming Council work session. She presented a new millenium stamp to each of the Council members and spoke to their features of Greensboro and related historical significance.

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Councilmember Carmany stated that a state Metropolitan Planning Organization transportation hearing she planned to attend conflicted with a portion of a scheduled work session. She agreed to represent Council at the hearing and report back to them.

The Manager recognized and thanked various staff members for their excellent work on Y2K; he discussed with Council dates, locations and possible topics for upcoming Council work sessions and stated that he would provide Council with growth management plans from other municipalities of similar size for review prior to the work sessions. Noting that he would be out of town for several days in the next few weeks, the Manager advised Council that Deputy City Manager, Mona Edwards would serve as acting City Manager in his absence.

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THE CITY COUNCIL ADJOURNED AT 8:35 P.M.

SUSAN E. CROTTS
DEPUTY CITY CLERK

KEITH A. HOLLIDAY
MAYOR
